



MINUTES
BOARD OF NURSING
FULL BOARD MEETING
WEDNESDAY JANUARY 25, 2006
9:00 AM

LOCATION: THE DENVER POST BUILDING
1560 BROADWAY, SUITE 110
DENVER, CO 80202

DIRECTIONS: LOCATED BETWEEN LINCOLN AND BROADWAY AT THE END OF THE SIXTEENTH STREET MALL.

SCHEDULED EVENTS:

9:00 A.M. — CONVENE
9:05 A.M. — INTRODUCTIONS
9:30 A.M. — LEGISLATIVE UPDATE
10:00 A.M. — OPEN FORUM FOR PUBLIC COMMENTS
10:30 A.M. — EXPEDITED SETTLEMENT PROGRAM
NOON-ISH. — LUNCH
1:00 P.M. — RULEMAKING — CHAPTER I (LICENSURE)
3:00 P.M. — RULEMAKING — CHAPTER XIX (MEDICATION AIDES)

MEMBERS: SHARON PAPPAS, RN, PRESIDENT; JUDITH A. BURKE, RN, VICE-PRESIDENT; JANET FERGUSON, RN; JOHN KLEINHEKSEL, JD; SANDRA SUMMERS, RN; TONI GIBBONS, LPN; CANDACE BERARDINELLI, PHD, RN; VICTORIA BROERMAN, RN; THOMAS KANAN, JD; JANET PUGLISI, RN

PRESIDING: SHARON PAPPAS, RN, PRESIDENT

COUNSEL: CLAUDIA BRETT GOLDIN, FIRST ASSISTANT ATTORNEY GENERAL

1. President's Welcome: 9:00am.

2. Announcement of Sign-in Sheets.

3. Approval of Minutes.

October 26, 2005 Full Board Meeting

November 3, 2005 Full Board Meeting

After discussion, a Motion was made, seconded and carried to approve October 26, 2005 and November 3, 2005 minutes.

4. Introductions and Changes (9:05 am)

Cheryl Hara, Program Administrator

Karen Brumley, Interim Program Director

Shannel Lorance, General Professional

Rose McCool, Division Director, gave a presentation regarding new staff.

5. Legislative Update (9:30 am)

Tambor Williams, Executive Director, DORA

Geoffrey Hier, Legislative Liaison, DORA

Tambor Williams and Geoffrey Heir gave a presentation regarding legislative initiatives.

6. Open Forum (10:00 am).

Email of January 9, 2006 from Elizabeth Luzier, RN, PRA

The Board noted the correspondence and referred the matter to Karen O'Brien of the Department of Public Health and Environment.

7. Expedited Settlement Program (10:30 am)

Kevin Heupel, Program Director

Cynthia Greenfield, Director of Expedited Settlement

Memorandum of January 13, 2006,

Rosemary McCool, Director of Registrations

Kevin Heupel and Cynthia Greenfield provided a presentation regarding the use of the Expedited Settlement Process. The Board noted the memorandum from Division Director Rosemary McCool.

8. Contract Update

Kevin Heupel, Program Director

Kevin Heupel gave a presentation regarding the exam administrator for the CNA exam contract

9. CNHP

- External Review
- Quarterly Demographics

The Board noted the CNHP report of December 28, 2006.

After discussion, a Motion was made, seconded and carried to release funds of \$149,849 to CNHP.

Marjorie Derozier gave a presentation regarding the review.

10. Rulemaking

Announce chapters I, II and IX

After discussion, a motion was made, seconded and carried to hold a Rulemaking hearing for Chapters I, II and IX set for April 26, 2006 at 9:00am. There was also a discussion re the possibility of creating a committee to review changes to Chapter II.

11. Attorney General Reports

Case Statistics

The Board noted the January 6, 2006 Memo of Y. E. Scott, AAG — RN, LPN and LPT Statistics.

12. Program Director Reports

Cheryl Hara gave an oral presentation on the staff plans for the future..

13. Statistics

None

14. Board member Open Forum

John Kleinheksel discussed punctual disposition of cases.

Judith Burke expressed concern about meeting room acoustics.

Sharon Pappas gave an oral report on her IRE conference involving evidence-based regulations and consideration of outcomes vs. processes.

Board member Reports

No reports.

15. Staff Reports

IV Authority and Military LPN's Oversees

Marlene Patacky, Nurse Practice Consultant

After discussion, a motion was made, seconded and carried for Marlene Patacky to draft a policy for Board Review.

Impaired Professional Diversion Committee Appointments

Ann Marie Sonntag, Nurse practice Consultant

Ann Marie Sonntag gave a presentation regarding the appointment of Jean Armour to the Impaired Professional Diversion Committee.

Nurse Administered Sedation

Linda Metzner, Nurse Practice Consultant (memo provided)

The Board voted to take no action

16. Proposed Policies

After discussion, a motion was made seconded and carried to adopt the following policies/guidelines:

20-01 was approved as amended

10-15 was approved as proposed

60-04 was approved as amended

Guidelines Regarding "Yes" Applications was approved as amended and to be reviewed in April 2006. Guidelines Matrix on "Yes" Renewals approved and to be reviewed in April 2006.

17. Nursing Education

Letters of Intent :

Everest College (formerly Parks College) – ADN program -Thornton
Stillwater Institute – LPN program - Lakewood
Colorado Christian University – ADN and BSN programs – Western Slope

The Board noted the above Letters of Intent.

Site Visit Update:

The Board noted the following schools were reviewing site visit reports, that the Education Subcommittee might perform further assessment and that the April 2006 Board meeting would provide opportunity for further action.

Denver School of Nursing – October 2005 Phase III Review
University of Phoenix - November 2005 Regularly Scheduled Review
Northeastern Junior College – November 2005 PN Review & RN Development Phase II
Trinidad State Junior College - December 2005 Conditional Approval Review

A representative of the University of Phoenix gave a presentation regarding the recent site visit, obtained clarification and indicated an intent to meet deadlines resolving the deficiencies.

Waivers Requests Received:

None.

Approved Programs

None.

Interim Approval (action needed)

Northeastern Junior College – ADN Program (Site Visit Attached)

Betty Bruner gave a presentation regarding the current inability of Northeastern Junior College to begin the program due to staffing.

After discussion, a Motion was made, seconded and carried to approve Northeastern Junior College's request for interim approval of the ADN program.

Old Business:

Ideal College Response to Notice of Intent to Withdraw Approval dated 11/14/05

After reviewing materials related to the Board's Notice of Intent to Withdraw Approval of Ideal College's LPN program and Ideal's response, the Board discussed whether to withdraw approval of the LPN program. Y.E. Scott and Cheryl Hara gave presentations.

On January 25, 2006 at 10:17am, a motion was made, seconded and unanimously carried to enter into Executive Session pursuant to C.R.S. 24-6-402(3)(a)(II) and (III), based upon the Board's attorney-client privilege and in order to . After discussion, at 10:40am, a motion was made, seconded and unanimously carried to leave Executive Session and return to Open Session.

In open session, a motion was made, seconded and carried for the following:

The Board voted based upon its review of the materials related to Ideal's LPN program to withdraw approval subject to the conditions set forth below;
The Board created an education subcommittee, consisting of Toni Gibbons, Candace Berardinelli, and Sandra Summers, to review relevant documents in more detail;
The Board directed staff and counsel to write an Order withdrawing approval of the LPN program unless the education subcommittee determined that the documents were not legally sufficient to support withdrawal of approval;
The Board directed staff and counsel to obtain services of a consultant;
The Board directed staff to call a Full Board Bridge meeting in February if necessary.

18. Other Education Programs

A. LPN/IV Therapy

The Board noted the January 1, 2006 change in LPN IV Therapy authority.

B. Nurse Aide Training

The Board noted the following CNA programs, which have continuing approval:

10/04/05 Columbine Health Systems CNA - Fort Collins
10/11/05 Eben Ezer Lutheran Care Center - Brush
10/25/05 Western Colorado Community College Med Prep - Grand Junction
10/26/05 Pikes Peak Community College - Med Prep Program - CNA - Colorado Springs
10/27/05 CO State Veterans Nursing Home - Walsenburg
11/15/05 Sterling Living Center - Sterling
11/21/05 Reach Your Goal - Canon City
11/21/05 Pikes Peak Community College - Adult Program - CNA - Colorado Springs

The Board noted the following CNA programs, which have, full approval:

11/1/05 Personal Assistance Services of Colorado (PASCO) Home Health - Spanish - Denver
12/1/05 College America Denver - Denver
1/6/06 Nursing: A New Beginning - Lamar

The Board noted the following CNA programs, which have Interim approval:

11/22/05 Brighton High School Med Prep Program

iv. The following CNA programs are De-Activated:

None

The Board noted the following CNA programs, which have been reactivated:

12/12/05 Reliable Home Health
1/11/06 Community Health Institute (formerly Washington & Associates)

19. Miscellaneous.

None.

RULEMAKING

CHAPTER I

At 1:25 p.m. the Board convened a public rulemaking hearing to consider proposed amendments to Chapter I Rules. The hearing was properly noticed under the provisions of the Administrative Procedure Act.

Board Members were introduced at 1:25 pm. Cindy Page, Director of Operations and Planning, Division of Registrations and Karen Dechant, Director of Office of Licensing addressed the Board regarding the proposed rules. After discussion, a Motion was made, seconded and carried to continue the hearing and postpone voting until later the same day.

CHAPTER XIX

At 3:02 p.m. the Board convened a public rulemaking hearing to consider proposed amendments to Chapter XIX Rules. The hearing was properly noticed under the provisions of the Administrative Procedure Act.

Board Members were introduced at 3:02 pm. Board members discussed and offered amendments to Chapter XIX. The Board heard comments from the public. After discussion, a Motion was made, seconded and carried to adopt Chapter XIX Rules as amended.

CHAPTER I

The rulemaking hearing regarding Chapter I Rules was reconvened on the record. Rose McCool addressed the Board. After discussion, a Motion was made, seconded and carried to adopt Chapter I Rules as amended.

There being no further business, a Motion was made, seconded, and carried to adjourn at 4:15 pm, on Wednesday, January 25, 2006

Sharon Pappas, RN, President
Colorado Board of Nursing